

Message Text

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PAGE 01 STATE 051266

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ORIGIN SS-10

INFO OCT-01 ISO-00 SSO-00 /011 R

66620
DRAFTED BY:EB:NPAZDRAL:MF
APPROVED BY:EB:NPAZDRAL
S/S-O:MTANNER
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O 070420Z MAR 75
FM SECSTATE WASHDC
TO USMISSION OECD PARIS IMMEDIATE

C O N F I D E N T I A L STATE 051266

EXDIS

FOL REPEAT MTN GENEVA 1526 SENT ACTION SECSTATE MARCH 6, 1975

QUOTE

C O N F I D E N T I A L MTN GENEVA 1526

EXDIS

PASS WHITE HOUSE FOR SEIDMAN, KOSTERS

PASS STR FOR GUENTHER

STATE FOR GLITMAN

PASS TREASURY FOR MACDONALD, PARSKY, WORTHINGTON

PASS AGRICULTURE FOR YEUTTER, HUME

E.O. 11652: GDS-3
TAGS: GATT, ETRD
SUBJECT: MTN: SUBSIDIES NEGOTIATION/U.S. COUNTERVAIL
DISCRETION

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PAGE 02 STATE 051266

REF: MTN GENEVA 1525

1. THIS CABLE SETS OUT SOME FACTORS FOR CONSIDERATION IN MAKING JUDGMENTS OF WHETHER SECTION 303(D)(2)(B) AND (C) CRITERIA ARE CURRENTLY MET. MTN HAS ONLY JUST BEGUN AND IS IN ORGANIZATIONAL PHASE. SUBSIDIES AND COUNTERVAIL HAS BEEN CHOSEN AS ONE OF FOUR INITIAL CATEGORIES OF WORK OF NTM (NONTARIFF MEASURES) GROUP. THIS WORK WILL PROBABLY BEGIN MID-APRIL (DATE NOT YET SET).

2. EC, SEE REFTTEL, WILL INSIST ON VERY SUBSTANTIAL ROLE FOR AGRICULTURE GROUP IN ANY CONSIDERATION OF AGRICULTURAL SUBSIDIES. EC STATED THAT "IN REGARD TO AGRICULTURAL QRS AND EXPORT SUBSIDIES, THESE SHOULD BE REFERRED TO THE AGRICULTURE GROUP. IN THESE FIELDS, PRACTICES ARE SO CLOSE TO OVERALL AGRICULTURAL POLICIES, THEY SHOULD BE DISCUSSED OR NEGOTIATED IN THE AGRICULTURE GROUP." EC HAS NOT REPEAT NOT INSISTED ON EXCLUSIVE JURISDICTION OF AGRICULTURAL GROUP IN THIS MATTER. IN PRACTICE, IN JUDGMENT MTN DEL, EC WILL INSIST THAT AT A MINIMUM AGRICULTURE GROUP REVIEW GENERAL SUBSIDIES RULES DEVELOPD IN NONTARIFF MEASURES (NTM) GROUP. FURTHERMORE, IT WOULD BE CONSISTENT WITH EC POSITION FOR EC TO INSIST ACTUAL NEGOTIATION THIS ASPECT OF SUBSIDIES TAKE PLACE IN AGRICULTURE GROUP.

3. THUS WHETHER THERE WILL BE SUCCESSFUL COMPLETION OF SUBSIDIES CODE CAN ONLY BE A MATTER OF SPECULATION DURING THIS WEEK WHEN WORK OF NONTARIFF MEASURE (NTM) COMMITTEE JUST BEING ORGANIZED. IN MY JUDGMENT, THERE IS A "REASONABLE PROSPECT THAT SUCCESSFUL (NTB) TRADE AGREEMENTS WILL BE ENTERED INTO," INCLUDING AGREEMENT ON SUBSIDIES/COUNTERVAIL, ALTHOUGH LATTER NEGOTIATION WILL NEITHER BE AN EASY NOR A SHORT ONE. THIS JUDGMENT IS ONE THAT WILL HAVE TO BE REVIEWED PERIODICALLY ESPECIALLY IF EC IN FUTURE SHOULD INSIST THAT SUBSIDIES WORK IN NONTARIFF MEASURES GROUP IS NOT APPLICABLE TO AGRICULTURAL PRODUCTS. FURTHERMORE, TO THE EXTENT THAT CONTRARY TO U.S. POSITION SUBSIDIES MIGHT BE SUBJECT OF NEGOTIATION IN AGRICULTURE GROUP, PROGRESS ON SUBSIDIES ISSUE WILL HAVE TO BE SHOWN THERE AS WELL. RECOM-
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PAGE 03 STATE 051266

MEND EC ACTIONS BE VIEWED WITH SKEPTICISM. HOWEVER, IN VIEW U.S. DEL IT WOULD BE PREMATURE TO CONCLUDE THAT NEGOTIATION WILL NOT BE SUCCESSFUL.

4. ALTHOUGH FORM OF EC REACTION IMPOSSIBLE TO PRE-
DICT WITH ANY CRTAINTY, MY JUDGMENT ON CRITERIA COUNTERVAILING LAW PARA (C) IS THAT IMPOSITION COUNTER-
VAILING DUTIES ON DAIRY RUNS CLEAR RISK THAT THIS

ACTION PRESENTLY "WOULD BE LIKELY TO SERIOUSLY JEOPARDIZE THE SATISFACTORY COMPLETION OF NTB NEGOTIATIONS" ESPECIALLY ON SUBSIDIES, ESPECIALLY IF EC ITSELF BELIEVED THAT IT HAD MADE GOOD FAITH EFFORTS TO MEET U.S. OBJECTIONS TO JULY 12 SYSTEM.

5. U.S. MTN DEL HAS NO INFORMATION AVAILABLE UPON WHICH TO ADVISE ON COUNTERVAILING LAW PARA (A).

6. ABOVE VIEWS ARE PERSONAL ASSESSMENT IN RESPONSE TO MACDONALD REQUEST OF FEBRUARY 28. ASSUME STR ADVISING MACDONALD DIRECTLY.

7. REQUEST U.S. DEL BE KEPT CURRENTLY ADVISED OF DEVELOPMENTS. WOLFF

UNQUOTE. INGERSOLL

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NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NEGOTIATIONS, SUBSIDIES, COUNTERVAILING DUTIES
Control Number: n/a
Copy: SINGLE
Draft Date: 07 MAR 1975
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: buchantr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE051266
Document Source: CORE
Document Unique ID: 00
Drafter: EB:NPAZDRAL:MF
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750079-0908
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750371/aaaacmbz.tel
Line Count: 132
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN SS
Original Classification: CONFIDENTIAL
Original Handling Restrictions: EXDIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: EXDIS
Reference: 75 MTN GENEVA 1525
Review Action: RELEASED, APPROVED
Review Authority: buchantr
Review Comment: n/a
Review Content Flags:
Review Date: 13 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <13 MAY 2003 by ElyME>; APPROVED <07 OCT 2003 by buchantr>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: MTN: SUBSIDIES NEGOTIATION/U.S. COUNTERVAIL DISCRETION
TAGS: ETRD, GATT, MTN
To: OECD PARIS
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006